

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
SOUTHEASTERN DIVISION**

SANTONIO OMAR PARKER,)	
)	
Movant,)	
)	
v.)	No. 1:12-CV-180-RWS
)	
UNITED STATES OF AMERICA,)	
)	
Respondent.)	

MEMORANDUM AND ORDER

This matter is before the Court upon review of movant's motion to vacate, set aside, or correct sentence pursuant to 28 U.S.C. § 2255 [Doc. #1].

Movant is challenging the judgment and sentence entered on October 20, 2010, in *Parker v. U.S.*, No. 1:10-CR-56-RWS (E.D. Mo.). Upon review of the Court's records, it appears that the instant action is duplicative of a § 2255 action that movant filed, pro se, approximately ten days ago, on October 22, 2012, and which is currently pending in this Court. *See Parker v. U.S.*, No. 1:12-CV-176-RWS (E.D. Mo.). As a result, the instant action will be dismissed, without prejudice.¹

¹Counsel may enter his appearance in *Parker v. U.S.*, No. 1:12-CV-176-RWS (E.D. Mo.), and move to file an amended motion to vacate, if necessary.

Accordingly,

IT IS HEREBY ORDERED that the instant 28 U.S.C. § 2255 action is **DISMISSED**, without prejudice, as duplicative.

A separate Order of Dismissal shall accompany this Memorandum and Order.

Dated this 1st day of November, 2012.


UNITED STATES DISTRICT JUDGE

The Court notes that in the previously-filed case, movant was ordered on October 30, 2012, to submit a signed motion to vacate within thirty days.